

The Rhode Island Fire Safety Code Board of Appeal and Review met at its headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Tuesday, October 8, 2013 at 1:00 P.M. Present were Vice Chairperson Filippi and Commissioners Booth, Pearson, Thornton, Jackson, Richard, Blackburn, Burlingame and Sylvester. Chairman Newbrook and Commissioner Walker were absent from the hearing. Also present was Executive Director Thomas B. Coffey, Jr. and Administrative Assistant Desiree Campanini.

The following cases were heard.

Warwick Public Schools, for the following properties:

APPEAL #060038C: 789 Post Road, Warwick (Aldrich Junior High)

APPEAL #060039B: 69 Draper Avenue, Warwick (Gorton Junior High School)

ADSFM Peter Marietti appeared for the Warwick Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Thornton to grant the Applicant a time variance until January 1, 2015 for either the completion of the Applicant's proposed plan of action to bring the schools listed above into compliance with the fire code or to close these facilities and return these properties back to the city. The motion was unanimous.

Director of Operations Alan Sepe, returned to the Board with a

progress report for fire code compliance in the Providence Public Schools. ADSFM Michael Krasnowiecki and ADSFM Timothy Lutz appeared for the Providence Fire Marshal's Office. Commissioner Pearson made a motion, seconded by Commissioner Sylvester, to accept the Applicant's proposed plan of action for bringing the Providence Public Schools into compliance in phases. The Applicant has requested to return to the Board in three (3) months with a plan of action for phase I and phase II and an additional three (3) months to return to the Board to present a second plan of action for phase III and phase IV. The motion passed with Commissioner Blackburn recusing himself from consideration of these cases.

APPEAL #130159: Mr. Kevin Malloy, for the property located at 144 Van Zandt Avenue, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Booth recused himself from consideration of this case. Commissioner Richard made a motion, seconded by Commissioner Jackson, to grant the Applicant a time variance of sixty (60) days to bring the fire escape into full compliance with the fire code. The Board granted the Applicant a time variance of thirty (30) days to submit a plan of action to the Newport Fire Marshal's Office to correct any outstanding deficiencies in this facility and an additional (150) days to implement that plan, with the Newport Fire Marshal's Office authorized to extend the above deadlines, if a good faith effort is being shown by the Applicant. The motion passed with Commissioner Burlingame opposing the vote.

APPEAL #130156: Mr. Ralph Plumb, for the property located at 140 Thames Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Sylvester made a motion, seconded by Commissioner Pearson, to grant the Applicant a time variance until March 1, 2014 to bring this facility into compliance.

The Board granted the Applicant a variance to allow a heat detector to be installed in the walk-in cooler, instead of a sprinkler head. The Applicant is requesting a variance from code section 13.2.3.6.2 which will allow the Applicant to maximize the full occupant load on the second floor, by providing this facility with a main entrance/exit door that will accommodate one-half of the total occupant loads from the second floor. The motion passed with Commissioners Burlingame and Blackburn opposing the vote.

APPEAL #130158: Mr. Pat Kilroy, for the property located at 345 Thames Street, Newport. ADSFM Christopher Mahoney appeared for the Newport Fire Marshal's Office. Commissioner Richard made a motion, seconded by Commissioner Sylvester, to grant the Applicant a variance from installing panic hardware on the main entrance door, but as part of that variance the Applicant must leave the main entrance door unlocked during business hours, install exit signage over the main door and install a pull station at the direction and to the satisfaction of the Newport Fire Marshal's Office. The motion passed with Commissioner Burlingame abstaining from the vote and Commissioners Booth and Blackburn opposing the vote.

Respectfully submitted,

Desiree Campanini
Administrative Assistant.